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Attorneys for Defendant  
Bitmain Technologies, Ltd.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GOR GEVORKYAN, on behalf of himself and  
all others similarly situated,

Plaintiff,

v.

BITMAIN, INC., BITMAIN  
TECHNOLOGIES, LTD., and DOES 1 to 10,

Defendants,

Case No. 3:18-cv-07004-JD

**SUPPLEMENTAL DECLARATION OF  
JASON A. ORR IN SUPPORT OF  
DEFENDANT BITMAIN  
TECHNOLOGIES LTD.'S SECOND  
SUPPLEMENTAL MEMORANDUM  
OF LAW IN SUPPORT OF MOTION  
TO DISMISS FOR LACK OF  
PERSONAL JURISDICTION**

1 I, Jason A. Orr, declare:

2 1. I am an attorney, duly licensed to practice law in the state of California and am a  
3 counsel with the law firm of O'Melveny & Myers LLP, counsel for Defendant Bitmain  
4 Technologies Ltd. ("Bitmain HK") in the above captioned action. I have personal knowledge of  
5 the facts stated in this declaration and, if called as a witness, could and would competently testify  
6 thereto.  
7

8 2. Attached as **Exhibit A** is a true and correct copy of excerpts from the deposition of  
9 Gang Ren, conducted in Seoul, South Korea, on September 2, 2021.

10 3. On September 10, 2021, Plaintiff's counsel emailed Bitmain HK's counsel to  
11 confirm the parties' mutual understanding that the parties' supplemental briefing on personal  
12 jurisdiction was due on October 1, 2021, and to seek Bitmain HK's consent to the filing of an  
13 amended complaint. Bitmain HK's counsel responded that the parties should meet and confer  
14 telephonically on the latter issue, and the parties scheduled a call on Tuesday, September 14, 2021.  
15 Attached as **Exhibit B** is a true and correct copy of the parties' email correspondence on this issue.  
16

17 4. On that September 14 telephone call, Plaintiff's counsel explained that Friday,  
18 October 1, was the last court day within 30 days of the date of the deposition of Gang Ren, the  
19 deadline this Court put in place for the parties' supplemental briefing. On that call, counsel for  
20 Bitmain HK agreed to file Bitmain HK's supplemental briefing on October 1, 2021.  
21

22 5. On September 28, 2021 — three days before the parties were to file their briefs —  
23 Plaintiff's counsel emailed Bitmain HK's counsel and for the first time took the position that the  
24 parties' supplemental briefs were actually due *on Sunday, October 3, 2021*, and proposed filing on  
25 that date. Counsel for Bitmain HK responded that they were prepared to file on Friday, October 1,  
26 as previously agreed. As Plaintiff's counsel made clear their intent not to file on October 1, counsel  
27 for Bitmain HK proposed filing the briefs on Monday, October 4, 2021, the next court day  
28

1 consistent with Federal Rule of Civil Procedure 6. Attached as **Exhibit C** is a true and correct copy  
2 of the parties' email correspondence on this issue.

3 I declare under penalty of perjury under the laws of the United States that the foregoing is  
4 true and correct. Executed on the 4th day of October, 2021.  
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6  
7 Dated: October 4, 2021

8 By:  \_\_\_\_\_  
9 Jason A. Orr  
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